

103<sup>RD</sup> CONGRESS  
2<sup>D</sup> SESSION

**H. R. 4453**

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**AMENDMENTS**

***In the Senate of the United States,***

*July 15 (legislative day, July 11), 1994.*

*Resolved*, That the bill from the House of Representatives (H.R. 4453) entitled “An Act making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1995, and for other purposes” do pass with the following

**AMENDMENTS:**

1   **(1)**Page 2, line 9, strike out **【\$623,511,000】** and insert:

2   *\$489,076,000*

3   **(2)**Page 2, line 11, strike out **【\$67,700,000】** and insert:

4   *\$62,926,000*

5   **(3)**Page 2, line 25, strike out **【\$462,701,000】** and in-

6   sert: *\$340,455,000*

7   **(4)**Page 3, line 2, strike out **【\$47,900,000】** and insert:

8   *\$43,380,000*

1   **(5)**Page 3, line 12, strike out **【\$514,977,000】** and in-  
 2   sert: *\$525,863,000*

3   **(6)**Page 3, line 14, strike out **【\$55,900,000】** and insert:  
 4   *\$53,886,000*

5   **(7)**Page 4, line 3, strike out **【\$467,169,000】** and insert:  
 6   *\$561,039,000*

7   **(8)**Page 4, line 7, after “construction” insert: *or family*  
 8   *housing*

9   **(9)**Page 4, line 12, strike out **【\$45,960,000】** and insert:  
 10   *\$51,960,000*

11   **(10)**Page 4, line 24, strike out **【\$134,235,000】** and in-  
 12   sert: *\$170,479,000*

13   **(11)**Page 5, line 7, strike out **【\$209,843,000】** and in-  
 14   sert: *\$257,825,000*

15   **(12)**Page 5, after line 9, insert:

16                                   *(TRANSFER OF FUNDS)*

17   **(13)**Page 5, line 14, strike out **【\$39,121,000】** and in-  
 18   sert: *\$40,870,000*

19   **(14)**Page 5, line 15, after “1999” insert: *: Provided,*  
 20   *That of the funds appropriated for “Military Construction,*  
 21   *Army Reserve, 1992/1996”, \$1,500,000 shall be transferred*

1 to “Military Construction, Army National Guard, 1992/  
2 1996” for the same purposes as the appropriation to which  
3 transferred

4 **(15)**Page 5, line 22, strike out **【\$12,348,000】** and in-  
5 sert: *\$18,355,000*

6 **(16)**Page 6, line 6, strike out **【\$56,378,000】** and insert:  
7 *\$45,840,000*

8 **(17)**Page 6, line 17, strike out **【\$119,000,000】** and in-  
9 sert: *\$219,000,000*

10 **(18)**Page 7, line 1, strike out **【\$160,602,000】** and in-  
11 sert: *\$173,502,000*

12 **(19)**Page 7, line 3, strike out **【\$1,121,208,000】** and in-  
13 sert: *\$1,065,708,000*

14 **(20)**Page 7, line 3, strike out **【\$1,281,810,000】** and in-  
15 sert: *\$1,239,210,000*

16 **(21)**Page 7, line 11, strike out **【\$269,035,000】** and in-  
17 sert: *\$229,295,000*

18 **(22)**Page 7, line 13, strike out **【\$853,599,000】** and in-  
19 sert: *\$937,599,000*

20 **(23)**Page 7, line 14, strike out **【\$1,122,634,000】** and  
21 insert: *\$1,166,894,000*

1   **(24)**Page 7, line 22, strike out **【\$276,482,000】** and in-  
 2   sert: *\$273,355,000*

3   **(25)**Page 7, line 24, strike out **【\$801,345,000】** and in-  
 4   sert: *\$824,845,000*

5   **(26)**Page 7, line 24, strike out all after “\$801,345,000”  
 6   over to and including “Italy” in line 2 on page 8

7   **(27)**Page 8, line 2, strike out **【\$1,077,827,000】** and in-  
 8   sert: *\$1,098,200,000*

9   **(28)**Page 8, line 19, strike out all after “*Provided,*”  
 10   down to and including “*further,*” in line 25

11   **(29)**Page 17, strike out lines 10 to 15 and insert:

12       *(INCLUDING RESCISSION AND TRANSFER OF FUNDS)*

13       *SEC. 124. In addition to amounts appropriated or oth-*  
 14   *erwise made available by this Act, \$25,100,000 is appro-*  
 15   *priated to the Department of Defense and shall be available*  
 16   *only for transfer to the United States Coast Guard, to re-*  
 17   *main available until expended, to defray expenses for the*  
 18   *consolidation of United States Coast Guard functions in*  
 19   *Martinsburg, West Virginia, including planning, acquisi-*  
 20   *tion, construction, relocation of personnel and equipment*  
 21   *and other associated costs: Provided, That of the funds ap-*  
 22   *propriated for “Military Construction, Naval Reserve”*  
 23   *under Public Law 102–136, \$25,100,000 are rescinded.*

1 **(30)**Page 17, strike out all after line 15 over to and  
 2 including line 5 on page 18 and insert:

3 *(RESCISSIONS)*

4 *SEC. 125. Of the funds provided in Military Construc-*  
 5 *tion Appropriations Acts, the following funds are hereby re-*  
 6 *scinded from the following accounts in the specified*  
 7 *amounts:*

8 *“Military Construction, Defense Agencies, 1992/*  
 9 *1996”, \$30,000,000;*

10 *“Military Construction, Defense Agencies, 1993/*  
 11 *1997”, \$1,500,000.*

12 **(31)**Page 18, strike out lines 6 to 17 and insert:

13 ***SEC. 126. LAND CONVEYANCE, NAVAL RESERVE CENTER,***  
 14 ***SEATTLE, WASHINGTON.***

15 *(a) CONVEYANCE AUTHORIZED.—The Secretary of the*  
 16 *Navy may convey to the City of Seattle, Washington (in*  
 17 *this section referred to as the “City”), all right, title, and*  
 18 *interest of the United States in and to a parcel of real prop-*  
 19 *erty, together with improvements thereon, consisting of ap-*  
 20 *proximately 5.09 acres, the location of the Naval Reserve*  
 21 *Center, Seattle, Washington.*

22 *(b) CONSIDERATION.—(1) As consideration for the con-*  
 23 *veyance under subsection (a), the City shall pay to the*  
 24 *United States an amount equal to the fair market value*  
 25 *(as determined by the Secretary) of the portion of the real*

1 *property to be conveyed under subsection (a) that is de-*  
2 *scribed in paragraph (2).*

3 *(2) Paragraph (1) applies to the portion of the parcel*  
4 *of real property referred to in subsection (a) that consists*  
5 *of approximately 3.67 acres and was acquired by the Unit-*  
6 *ed States from a party other than the City.*

7 *(c) CONDITION.—The conveyance authorized by sub-*  
8 *section (a) shall be subject to the condition that the City*  
9 *accept the real property in its condition at the time of con-*  
10 *veyance.*

11 *(d) REQUIREMENTS RELATING TO CONVEYANCE.—(1)*  
12 *The Secretary may not make the conveyance authorized by*  
13 *subsection (a) until the commencement of the use by the*  
14 *Navy of a Naval Reserve Center that is a suitable replace-*  
15 *ment for the Naval Reserve Center located on the property*  
16 *to be conveyed.*

17 *(2) The Secretary may not commence construction of*  
18 *a facility to be the replacement facility under paragraph*  
19 *(1) for the Naval Reserve Center until the Secretary com-*  
20 *pletes an environmental impact statement with respect to*  
21 *the construction and operation of the facility to be the re-*  
22 *placement facility.*

23 *(e) PAYMENT FOR COMMERCIAL USE.—If at any time*  
24 *after the conveyance under this section the City ceases uti-*  
25 *lizing the real property conveyed under subsection (a) for*

1 *public purposes, and uses such real property instead for*  
 2 *commercial purposes, the City shall pay to the United*  
 3 *States an amount equal to the excess, if any, of—*

4 *(1) an amount equal to the fair market value (as*  
 5 *determined by the Secretary) of the real property re-*  
 6 *ferred to in subsection (b)(2), and any improvements*  
 7 *thereon, at the time the City ceases utilizing the real*  
 8 *property for public purposes, over*

9 *(2) the amount determined by the Secretary*  
 10 *under subsection (b)(1).*

11 *(f) USE OF PROCEEDS.—Proceeds from the sale shall*  
 12 *be deposited in the Treasury of the United States.*

13 *(g) DESCRIPTION OF PROPERTY.—The exact acreage*  
 14 *and legal description of the property to be conveyed under*  
 15 *this section shall be determined by a survey satisfactory to*  
 16 *the Secretary. The cost of the survey shall be borne by the*  
 17 *City.*

18 *(h) ADDITIONAL TERMS AND CONDITIONS.—(1) The*  
 19 *Navy may scope more than one site.*

20 *(2) The Secretary may require such additional terms*  
 21 *and conditions in connection with the conveyance under*  
 22 *this section as the Secretary considers appropriate to pro-*  
 23 *tect the interests of the United States.*

24 **(32)**Page 18, after line 17, insert:



1 **SEC. 127. LAND TRANSFER, WOODBRIDGE RESEARCH FACIL-**  
 2 **ITY, VIRGINIA.**

3 (a) *REQUIREMENT OF TRANSFER.*—Notwithstanding  
 4 any other provision of law, the Secretary of the Army shall  
 5 transfer, without reimbursement, to the Department of the  
 6 Interior, a parcel of real estate consisting of approximately  
 7 580 acres and comprising the Army Research Laboratory  
 8 Woodbridge Facility, Virginia, together with any improve-  
 9 ments thereon.

10 (b) *USE OF TRANSFERRED PROPERTY.*—The Secretary  
 11 of the Interior shall use appropriate parts of this real prop-  
 12 erty for (1) incorporation into the Mason Neck Wildlife Ref-  
 13 uge and (2) work with the local government and the  
 14 Woodbridge Reuse Committee to plan any additional usage  
 15 of the property, including an environmental education cen-  
 16 ter: Provided, That the Secretary of the Interior provide ap-  
 17 propriate public access to the property.

18 **(33)**Page 18, after line 17, insert:

19 **SEC. 128. SENSE OF THE SENATE ON FUNDING FOR MILI-**  
 20 **TARY CONSTRUCTION PROJECTS NOT RE-**  
 21 **QUESTED IN THE PRESIDENT'S ANNUAL**  
 22 **BUDGET REQUEST.**

23 (a) *SENSE OF THE SENATE.*—It is the sense of the Sen-  
 24 ate that, to the maximum extent practicable, the Senate  
 25 should consider the appropriation of funds for a military

1 *construction project not authorized or included in the an-*  
2 *nual budget request of the Department of Defense only if—*

3 *(1) the project is consistent with past actions of*  
4 *the Base Realignment and Closure process;*

5 *(2) the project is included in the military con-*  
6 *struction plan of the military department concerned*  
7 *incorporated in the Future Years Defense Program or*  
8 *is authorized;*

9 *(3) the project is necessary for reasons of the na-*  
10 *tional security of the United States; and*

11 *(4) a contract for construction of the project can*  
12 *be awarded in that fiscal year.*

13 *(b) VIEWS OF THE SECRETARY OF DEFENSE.—In con-*  
14 *sidering these criteria, the Senate should obtain the views*  
15 *of the Secretary of Defense. These views should include*  
16 *whether funds for a military construction project not in-*  
17 *cluded in the budget request can be offset by funds for other*  
18 *programs, projects, or activities, including military con-*  
19 *struction projects, in the budget request and, if so, the spe-*  
20 *cific offsetting reductions recommended by the Secretary of*  
21 *Defense.*

1       (c) *RULE OF CONSTRUCTION.*—*Nothing in this provi-*  
2   *sion shall be construed as modifying the provisions of sec-*  
3   *tion 2802 of title 10, United States Code.*

Attest:

*Secretary.*

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